

UNITED STATES DISTRICT COURT  
for the

SOUTHERN District of OHIO

United States of America )

v. )

STACEY SMITH )

Case No: 1:01cr84

USM No: 03493-061

Date of Previous Judgment: August 13, 2002

Steven Nolder, Federal Public Defender

(Use Date of Last Amended Judgment if Applicable)

) Defendant's Attorney

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 110 Months months is **reduced to** 91 Months.

**I. COURT DETERMINATION OF GUIDELINE RANGE** (Prior to Any Departures)

Previous Offense Level: 31

Amended Offense Level: 29

Criminal History Category: V

Criminal History Category: V

Previous Guideline Range: 168 to 210 months

Amended Guideline Range: 140 to 175 months

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

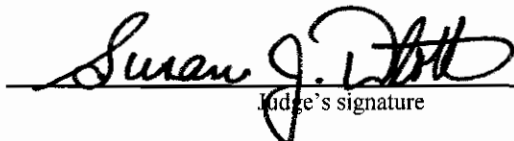
- ☐ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

**III. ADDITIONAL COMMENTS**

Except as provided above, all provisions of the judgment dated 08/13/2002 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: April 9, 2008

  
Judge's signature

Effective Date: April 9, 2008  
(if different from order date)

Susan J. Dlott, United States District Judge  
Printed name and title